

Evans Town Board

At a Regular Meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

- PRESENT: Michael Schraft Councilman
 Jeanne Macko Councilman
 Mary Hosler Supervisor
- ALSO PRESENT: Lynn Krajacic Town Clerk
 Jennifer Farrell Town Attorney
 Ed Michalski Highway Superintendent
 Doug Czora Police Chief
 Brittany Gloss Director of Finance
 Mary Holl Supervisor’s Secretary

RESOLUTION 2018 #446 Approve Minutes

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of the meetings of September 19, 2018 and September 26, 2018 meeting be dispensed with and accepted as submitted by the Town Clerk.

- VOTE RESULT: ADOPTED BY ROLL CALL
- | | |
|--------------------|-----|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

RESOLUTION 2018 #447 Town Clerk’s Reports

Supervisor Hosler moved and Councilman Macko seconded to accept the reports of the Town Clerk as presented for the month of September 2018:

Town Clerk Report September	\$47,314.32
Interest for September	\$ 6.24
Greenspace Fees transferred to Trust & Agency Account	\$ 1,400.00

- VOTE RESULT: ADOPTED BY ROLL CALL
- | | |
|--------------------|-----|
| Councilman Macko | Aye |
| Councilman Schraft | Aye |
| Supervisor Hosler | Aye |

RESOLUTION 2018 #448 Appointment of Part Time Police Officer

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, there is an opening for a part-time Police Officer in the Evans Police Department; and

WHEREAS, William Mackey meets the requirements needed to become a part-time police officer; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints William Mackey to the position of part-time police officer with the Evans Police Department, effective immediately; and

FURTHER, BE IT RESOLEVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the Evans Police Benevolent Association collective bargaining agreement.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2018 #449 Advertise for CDBG Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Town of Evans will be applying for the Community Development Block Grant for the year 2019-2020;

NOW, THEREFORE, BE IT RESOLVED, that the Evans Town Board authorizes the Town Clerk to advertise a public hearing on October 17, 2018 at 7:10 p.m. for the purpose of eliciting citizen input regarding the Town’s Community Block Development Grant, and

BE IT FURTHER RESOLVED, that the Evans Town Board authorizes the Supervisor and/or appropriate Town Officials to sign, submit and execute an application, contract, and any other related documents with Erie County Community Development Grant Program;

AND FURTHER BE IT RESOLVED, that a certified copy of this resolution be given to the Planning Office and Supervisor’s Office.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2018 #450 Amend Resolution 2018 #420Part Time Clerk

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, that Resolution #2018-420 be amended to reflect that as per the Town of Evans Hiring Policy, advertising for the position in the Dunkirk Observer is not required.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Macko Aye
 Councilman Schraft Aye
 Supervisor Hosler Aye

RESOLUTION 2018 #451 Amend Resolution 2018 #439 Advertise for Public Hearing

Councilman Schraft moved and Supervisor Hosler seconded,

BE IT RESOLVED, that Resolution #2018-439 be amended to reflect the public hearing for Proposed Local Law #9 is scheduled for Wednesday, October 17, 2018 at 7:10pm in the Evans Town Hall.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Macko Aye
 Councilman Schraft Aye
 Supervisor Hosler Aye

RESOLUTION 2018 #452 Request for Proposals for Informational Technology Services

Councilman Macko moved and Supervisor Hosler seconded,

AMENDED 2018-10-17 #482 pg

RESOLVED, that the Director of Finance, in consultation with the Town’s IT consultant, is hereby authorized to prepare a Request for Proposals for Information Technology Services, and

BE IT FURTHER RESOLVED that a copy of the proposal questionnaire may be obtained from Evans Town Hall located at 8787 Erie Road, Angola, New York 14006; and

BE IT FURTHER RESOLVED that the Request for Proposals is due to the Town Clerk’s office by 2:00 p.m. on Friday October 26, 2018.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Macko Aye
 Councilman Schraft Aye
 Supervisor Hosler Aye

RESOLUTION 2018 #453 LOSAP Audit for Lake Erie Beach Volunteer Fire Company

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, an audit has been completed by the Town of Evans Finance Department for the Length of Service Award Program (“LOSAP”) for the 2017 Lake Erie Beach Volunteer Fire Company, Inc. records listing per Article 11-A for the New York State General Municipal Law.

BE IT RESOLVED, that the Evans Town Board hereby approves the 2017 Firefighter Records listing for Lake Erie Beach Volunteer Fire Company, Inc. and is authorized to execute the 2017 Sponsor Approval For as required by Article 11-A.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Abstain
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #454 2018 Budget Transfers - Highway

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Town is obligated by general municipal law to maintain a balanced budget;

NOW, THEREFORE BE IS RESOLVED, that the Town Board of the Town of Evans hereby authorizes the Director of Finance to make the following budget transfer to reappropriate funds for the removal of ash trees:

Transfer To:

DB.5110.400.02	Highway Tree Removal	20,000
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Transfer From:

DB.9089.800.00	Other - Retirement Buyout	20,000
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VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #455 Declare Surplus Vehicles

Councilman Macko moved and Supervisor Hosler seconded,

NOW, BE IT RESOLVED, that the following vehicles are hereby declared Department of Public Works (DPW) as well as the Building/Code Enforcement Department surplus vehicles and/or equipment and will be sold at auction with proceeds to be deposited into the Town of Evans Savings Account;

DPW -

- 2000 Ford 4X4 Pickup Truck, Unit #2 - VIN #1FTNF21L2YEC84254
- 2002 International Dump Truck with Plow Equipment, Truck #18 - VIN #1HTGKAHR62H503833
- 1995 GMC Dump Truck - VIN #1GDP7H1J65J521281
- 2005 Senior Van - VIN #1FBNE31L4GHAO1328

BUILDING/CODE ENFORCEMENT DEPARTMENT
 2003 Ford Explorer - VIN #1FMZU72K63UC48510

2002 Ford Escape - VIN #1FMYUO4122KC29020

FURTHER, BE IT RESOLVED, that the revenues associated with the sale of the above referenced equipment shall be recognized into the appropriate general ledger account.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #456 Grant Permission to Submit Justice Court Assistance Program Grant

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans and Village of Angola Justices request permission to jointly apply and submit the Justice Court Assistance Program grant to the New York Unified Court System for the year 2018-2019;

NOW, THEREFORE BE IT RESOLVED, that the Board of the Town of Evans shall grant permission to the Evans Justice Court to submit said jointly filed grant application.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #457 Levy Unpaid Backflow Prevention (Eden)

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided on the Town of Eden assessor’s master computer assessment roll file:

TOTAL BACKFLOW PREVENTION	\$13,338.51
OUT OF DISTRICT CUSTOMER DELINQUENT WATER CHARGE	\$ 46.59

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye

Supervisor Hosler Aye

RESOLUTION 2018 #458 Schedule Public Hearing for Angola Fire Protective District

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, the Angola Protective Fire District has been duly established as a Fire Protection District within the Town of Evans; and

WHEREAS, Town Law requires the Town of Evans to provide fire protection within said Fire District; and

WHEREAS, the Town of Evans utilizes various fire companies within the Town of Evans to provide fire protection services; and

WHEREAS, the Town of Evans utilizes various fire companies within the Town of Evans to provide ambulance services;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 184 of Town Law that a Public Hearing be held with reference to the furnishing of such fire protection for the Angola Fire Protective District and ambulance services, which shall be held on 17th day of October 17, 2018 at 7:10pm and that notice of such hearing shall be published in the official newspaper of the Town of Evans.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2018 #459 Authorize Town Attorney to Attend NYS BAR Association Annual Meeting

Councilman Schraft moved and Councilman Macko seconded,

WHEREAS, the Town Attorney, Jennifer Farrell requests permission to attend the New York State Bar Association’s Local and State Government Law Section Fall Meeting; and

WHEREAS; said meeting will be held in Buffalo, New York on Friday, September 29, 2018 and Saturday, September 30, 2018;

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Evans shall grant permission, nunc pro tunc, to Town Attorney Jennifer Farrell to attend said meeting and all appropriate and reasonable expenses shall be paid by the Town.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye

Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #460 Suspend the Rules of Order for Consideration of Additional Resolutions

Supervisor Hosler moved and Councilman Schraft seconded to suspend the rules of order for consideration of an additional resolution,

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #461 2019-2020 CDBG - Rural Transit

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, Rural Transit Service, Inc. continues to provide a valuable service to the residents of the Town of Evans;

BE IT RESOLVED, that the Supervisor of the Town of Evans is authorized to execute an agreement with Rural Transit Service, Inc. for van services for the 2019-2020 CDBG year, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #462 Amend Resolution 2018 #036 Attorney

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, that Resolution 2018-036 be amended to include the firm of Hopkins, Sorgi & Romanowski PLLC at an hourly rate not to exceed \$285.00 per hour.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #463 Audit of Bills

Councilman Macko moved and seconded Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts per abstract

AUDIT OF BILLS

DATE	10/4/2018
ABSTRACT NO.	18
VOUCHER NO.	3474 - 3540
CHECK NUMBERS	78481 - 78536
APPROVED AT	Board Meeting
DATE	10/3/2018
GENERAL	\$48,007.90
PART TOWN	\$13,249.32
HIGHWAY DB	\$143,088.98
WATER	
CAPITAL PROJECTS	\$13,930.16
SPECIAL DISTRICTS	\$21,612.43
DEBT SERVICE	
TA FUND	
TOTAL	\$239,888.79

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Macko Aye
 Councilman Schraft Aye
 Supervisor Hosler Aye

RESOLUTION 2018 #464 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to Wednesday, October 10, 2018 at 6pm for a work session and then to October 17, 2018 at 6pm for an Agenda Meeting then to 7pm for the Regular Meeting.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Macko Aye
 Councilman Schraft Aye
 Supervisor Hosler Aye

Meeting adjourned in Memory of Jay R. Addison, Town of Evans Councilman 1986-1989 and Chairman of German Night

RESOLUTION 2017 #465 Enter Executive Session

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS: the Evans Town Board wishes to enter Executive Session, and;

BE IT RESOLVED: that the public shall be excluded from discussion of and action upon hereinafter specified subject matter.

The general nature of the subject matter to be discussed as follows: employment history of a particular person

NOW THEREFORE BE IT RESOLVED: Jennifer Farrell, Town Attorney, and Doug Czora, Chief of Police are invited to attend the Evans Town Board Executive Session.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Schraft Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.

Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic, RMC
Town Clerk

*In Memory of Jay R. Addison
Town of Evans Councilman 1986-1989
Chairman of German Night*